

**ANDOVER CITY COUNCIL  
Tuesday, October 13, 2009  
Minutes**

The Andover City Council met for a regular meeting on Tuesday, October 13, 2009 at 909 N. Andover Road in the Andover Civic Center. Mayor Ben Lawrence called the meeting to order at 7:00 p.m. City Council Members present were Caroline Hale, Julie Reams, J.R. Jessen, Clark Nelson, Sheri Geisler and Dave Tingley. Others in attendance were: City Administrator Sasha Stiles, Assistant City Administrator Shane Coelho, Director of Public Works and Community Development Les Mangus, Administrative Services Director Donna Davis, Fire Chief Jim Shaver, Police Chief Mike Keller, City Clerk Susan Renner, City Attorney Norman Manley, City Bond Counsel J.T. Klaus, and City Engineer Mike Thompson.

The invocation was given by Reverend Heibert of the Andover Assembly of God. Invocation

The Pledge of Allegiance was led by Mayor Lawrence. Pledge of Allegiance

Mayor Lawrence opened the floor to public comment. No one spoke. Public Forum

Sasha Stiles requested an addition to the regular agenda for a purchase request from the Communications/IT Department and to add an Andover Public Building Commission meeting. Agenda

A motion was made by Council Member Nelson, seconded by Council Member Geisler, to accept the agenda with the addition of a request for purchase from the Communications Director as the first item on the regular agenda and to add an Andover Public Building Commission meeting to the end of the regular agenda. Motion carried 6/0.

A motion was made by Council Member Reams, seconded by Council Member Hale, to approve the consent agenda as presented. Consent Agenda

- A. Approval of Minutes: City Council Workshop, September 28, 2009  
City Council Meeting, September 29, 2009
- B. Receive & file Minutes: Planning Commission, August 18, 2009
- C. Receive & file reports:
  - i. Finance September 2009
  - ii. Police August 2009
  - iii. Fire September 2009
- D. Approval of appropriation ordinance B-19-09 in the amount of \$828,798.15

- E. Approve non-elected personnel items for:
  - Braxton Hill, a new hire for the Police Department as Police Officer, at an hourly rate of \$15.50 per hour effective October 26, 2009.
  - Stan Gibson, Street Department, longevity increase from \$13.30 per hour to \$13.63 per hour effective November 1, 2009.
  - Julie Spyres, Finance Director/Treasurer, longevity increase from \$20.73 per hour to \$21.25 per hour effective December 12, 2009.
  
- F. Approve Mies Construction Change Order One for Main, Mike & May Sanitary Sewer (+\$5,205) actual construction of 42 LF of sewer main in addition to contract quantity, and addition of grassing for erosion control and yard restoration.

Motion carried 6/0.

Bill Duggan presented a request for purchase of an 800 MHz Motorola Quantar Repeater from Sunny Communication, Parker, Colorado, including a rack-mount cabinet for installation at a cost of \$4,500 (not including shipping). Mr. Duggan stated in the event of an overload or shutdown of the County system this will allow the City to continue service. Mr. Duggan added once the equipment is received the City’s public works departments can begin using.

800 MHz Repeater purchase (*add-on*)

A motion was made by Council Member Geisler, seconded by Council Member Reams, to approve the purchase as presented. Motion carried 6/0.

Les Mangus presented a request by MKEC Engineering Consultants, Inc., to install the stone landscape wall, as incorporated in the Marketplace Commercial Second Addition roundabout island at the intersection of Cloud Avenue and Plaza Drive final plans, over the existing 12” water line that runs across the south side of the island. Mr. Mangus added the agreement with MKEC/Vantage Point Properties states it is understood that the wall and accompanying landscape may need to be disturbed in the event access is required and the replacement of the wall and repair of the landscape will be the responsibility of the reserve owner.

Andover Marketplace Entry Monument

A motion was made by Council Member Nelson, seconded by Council Member Jessen, to accept the agreement subject to review and approval by City Counsel, Norman Manley. Motion carried 6/0.

J.T. Klaus, Triplett, Woolf and Garretson, City Bond Council, presented a revised Developers Agreement with Prairie Creek Homes, LLC and stated that due to a property owners request to be a part of the benefit district there were changes required to the following documents.

Prairie Creek Homes Revised Developers Agreement, Sanitary Sewer Main petition, and Sanitary Sewer petition

The Developers Agreement was revised to reflect the infrastructure improvements. This agreement also allows the City to come back to the developer if Rural Water District #5 is unable to provide adequate service.

The revised sanitary sewer main petition changes the language to include the Martine’s property in the benefit district.

The sanitary sewer petition was revised to include the infrastructure necessary to extend sewer service across 13<sup>th</sup> Street to service the Martine property and assign a portion of the cost to the property.

The revised resolutions and ordinances included in your packet have been generated due to the revisions in the petitions.

A motion was made by Council Member Nelson, seconded by Council Member Geisler, to accept the revised Developers Agreement, revised Sanitary Sewer Main Petition, and the revised Sanitary Sewer Petition as presented. Motion carried 6/0.

A motion was made by Council Member Nelson, seconded by Council Member Hale, to approve a resolution amending Resolution No. 07-29 of the City of Andover, Kansas. (Prairie Creek Phase I) Motion carried 6/0. Resolution number 09-20 was assigned.

Resolution 09-20  
Prairie Creek Phase I

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve an ordinance amending Ordinance No. 1361 of the City of Andover, Kansas, with the correction in the dollar amount from \$1,844,000 to \$1,884,000. (Prairie Creek Phase 1) Motion carried 6/0. Ordinance number 1444 was assigned.

Ordinance 1444  
Prairie Creek Phase I

A motion was made by Council Member Nelson, seconded by Council Member Geisler, to approve a resolution amending Resolution No. 07-28, as previously amended by Resolution No. 09-16 of the City of Andover, Kansas. (Prairie Creek Addition) Motion carried 6/0. Resolution number 09-19 was assigned.

Resolution 09-19  
Prairie Creek Addition

A motion was made by Council Member Nelson, seconded by Council Member Jessen, to approve an ordinance amending Ordinance No. 1365, as previously amended by Ordinance No. 1441 of the City of Andover, Kansas. (Prairie Creek Addition) Motion carried 6/0. Ordinance number 1443 was assigned.

Ordinance 1443  
Prairie Creek Addition

Les Mangus presented an agreement between the City of Andover, City of Wichita Water Department and Rural Water District #5 for temporary relief from the Wichita/Andover Water Agreement to allow the use of services from Rural Water District #5 at an existing single family residence located at 611 E 21<sup>st</sup> Street.

611 E 21<sup>st</sup> St. North water access

Norman Manley has read and approved the agreement as drafted.

A motion was made by Council Member Geisler, seconded by Council Member Reams, to approve the agreement as presented. Motion carried 6/0.

A motion was made by Council Member Geisler, seconded by Council Member Reams, at 7:28 to recess the Andover City Council meeting and convene the Andover Public Building Commission meeting. Motion carried 6/0.

Public Building Commission President Caroline Hale called to order the Andover Public Building Commission meeting at 7:29 p.m. Public Building Commissioners present were Dave Tingley, J.R. Jessen, Ben Lawrence, Clark Nelson, Sheri Geisler, and Julie Reams.

Public Building  
Commission Meeting

A motion was made by Council Member Jessen, seconded by Council Member Reams, to approve the Public Building Commission Minutes from September 29, 2009. Motion carried 7/0.

Sasha Stiles presented an application for Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant to be included in the proposed design of the New City Hall and requested approval of submittal.

FEMA Hazard Mitigation  
Grant

Mrs. Stiles stated that approximately 735 citizens would fit in the shelter and if the grant is approved FEMA will pay 75% or about \$454,000.

A motion was made by Public Building Commissioner Lawrence, seconded by Public Building Commissioner Geisler, to authorize Public Building Commission President Hale to sign the grant application and approve submittal of the grant to FEMA. Motion carried 7/0.

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Reams, at 7:37 p.m. to adjourn and reconvene the Andover City Council meeting. Motion carried 7/0.

Adjourn Public Building  
Commission

Mayor Lawrence called for member items.

Member items

Council Member Reams commended staff on the outstanding job organizing Greater Andover Days.

Council Member Reams introduced "Trick or Treat So Others Can Eat", a program to benefit the Andover Food Bank. Saturday, October 24, 1-5pm, student volunteers will go door-to-door to collect canned food and other non-perishable items. Cash donations should be sent to the Andover Caring and Sharing Program or the Andover United Methodist Church.

Council Member Geisler complimented the Greater Andover Days Committee.

Council Member Geisler asked Fire Chief Shaver to explain the planned controlled burn on Saturday. Fire Chief Shaver explained the house sitting at the north and west side of the Four Mile Creek was purchased by Butler County and the County Fire Department, Rose Hill, Benton and Andover Fire Departments will be using the facility to have controlled burns for training.

Council Member Geisler asked about the recycling hearing that was scheduled by the County at El Dorado. Mrs. Stiles stated it had been postponed and she would advise Council when it is rescheduled. Mrs. Stiles added the Andover fact sheet will be going out to Andover citizens for public meetings on October 28 and November 4.

Council Member Geisler asked about the cleaning of older sewer lines, the chance of back flow and the notification of the residents. Les Mangus explained notification is given with door hanger notices before the clean out but it is hard to project the location, date and time for each clean out.

Council Member Nelson had none.

Council Member Hale asked about 159<sup>th</sup> Street being closed again between Central and 13<sup>th</sup> Street. Les Mangus stated after the bridge was opened it was found that the transition off the bridge deck was not correct and the contractor was correcting the error.

Council Member Hale thanked the staff for their work on Greater Andover Days.

Council Member Hale stated she had attended the League of Kansas Municipalities Conference, along with Council Members Geisler, Reams and Tingley, and City Administrator Stiles and Assistant Administrator Coelho.

Council Member Jessen had none.

Council Member Tingley stated he had heard some concerns regarding the slurry seal on 13<sup>th</sup> Street. Mike Thompson, POE & Associates, City Engineer, stated he had driven the entire project and was not aware of any cracking.

Council Member Tingley asked about a revised proposal for a security system at Central Park. Sasha Stiles stated staff was addressing the issue and will return to Council with an update.

Sasha Stiles asked the Council for appointments to the Salary Review Committee. Council Members Tingley, Geisler and Jessen volunteered.

Sasha Stiles asked the Council for appointments to the Annual Employee Appreciation Banquet. Mayor Lawrence and Council Member Hale volunteered.

A motion was made by Council Member Geisler, seconded by Council Member Reams, at 7:57 p.m. to adjourn. Motion carried 6/0.

Adjourn

Respectfully Submitted by

Susan Renner  
City Clerk

Approved this 27<sup>th</sup> day of October, 2009 by the City Council, City of Andover.